

10/524738

DT01 Rec'd PCT/PTC PATENT 16 FEB 2005

Customer No. 22,852

Attorney Docket No. 08358.0006-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Steffen GOLETZ)	
Hans BAUMEISTER)	Group Art Unit: Not Yet Assigned
)	
Application No.: U.S. National Phase of)	Examiner: Not Yet Assigned
PCT/EP2003/009140)	
)	
Filed: Concurrently Herewith)	
)	Confirmation No.: Not Yet Assigned
For: PROCESS FOR THE)	
PRODUCTION OF)	
TEMPERATURE-INDUCED)	
TUMOR CELL LYSATES FOR)	
USE AS IMMUNOGENIC)	
COMPOUNDS)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patent publications are not enclosed

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
 GARRETT & DUNNER, L.L.P.

Dated: February 15, 2005

By: Leslie A. McDonnell /RV
 Leslie A. McDonnell
 Reg. No. 34,872

IDS Form PTO/SB/08: Substitute for form A/PTO				Consider if Known Application Number: Not Yet Assigned Filing Date: February 11, 2005 First Named Inventor: Steffen Goletz Art Unit: Not Yet Assigned Examiner Name: Not Yet Assigned Attorney Docket Number: 08358.0006	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)					
Sheet	1	of	1		

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 99/29834 A	June 17, 1999	Fordham University		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		PCT International Search Report	
		Somersan S. et al., "Primary Tumor Tissue Lysates Are Enriched in Heat Shock Proteins and Induce the Maturation of Human Dendritic Cells," <i>Journal of Immunology</i> , Vol. 167, No. 9, pages 4844-4852 (2001)	
		Chen Z. et al., "Efficient Antitumor Immunity Derived From Maturation of Dendritic Cells That had Phagocytosed Apoptotic/Necrotic Tumor Cells," <i>International Journal of Cancer</i> , Vol. 93, No. 4, pages 539-548 (2001)	
		Kotera Y. et al., "Comparative Analysis of Necrotic and Apoptotic Tumor Cells as a Source of Antigen(s) in Dendritic Cell-Based Immunization," <i>Cancer Research</i> , Vol. 61, No. 22, pages 8105-8109 (2001)	
		Sauter Birthe et al., "Consequences of Cell Death: Exposure to Necrotic Tumor Cells, but Not Primary Tissue Cells or Apoptotic Cells, Induces the Maturation of Immunostimulatory Dendritic Cells," <i>Journal of Experimental Medicine</i> , Vol. 191, No. 3, pages 423-433 (2000)	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.